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3 **BEFORE THE ARIZONA MEDICAL BOARD**

4 In the Matter of:

5 **Sudhir Goel, M.D.,**

6 Holder of License No. 27103  
7 for the practice of allopathic Medicine in  
8 the State of Arizona, et al.,

9 Respondent.

No. MD-05-0013A

MD-05-0681A

MD-05-0605A

MD-05-1018A

**Interim Findings of Fact, Conclusions of  
Law and Order**

**(Summary Suspension)**

10 The Arizona Medical Board having considered this matter at its public meeting  
11 April 5, 2006. After reviewing relevant information and deliberating, the Board  
12 considered proceedings for summary action against the license of Sudhir Goel, M.D.  
13 appearing with legal counsel, Paul J. Giancola. Having considered the information in the  
14 matter and being fully advised, the Board enters the following Interim Findings of Fact,  
15 Conclusion of Law and Order for Summary Suspension of License pending formal  
16 hearing or other Board action pursuant to A.R.S. 32-1451(H).

17 **INTERIM FINDINGS OF FACT**

18 1. The Arizona Medical Board ("Board") is the duly constituted authority for  
19 licensing and regulating the practice of allopathic medicine in the State of Arizona.

20 2. Sudhir Goel, M.D. ("Respondent") is the holder of License No. 27103 for the  
21 practice of allopathic medicine in the State of Arizona.

22 3. On January 4, 2005, the Board received an anonymous complaint concerning  
23 Respondent's examination of a patient. The allegation was that Patient JD had come to  
24 the Respondent with a complaint of an ankle injury. After examining the ankle,  
25 Respondent slipped his hand between her breasts to allegedly exam a vein, but then  
26 proceeded to move his hand to each breast and manipulate each breast. He continued

1 even when JD asked him to stop. Board staff opened investigation number MD-05-  
2 0013A.

3 4. On July 17, 2005, the Board received an anonymous complaint alleging the  
4 Respondent performed unnecessary breast and pelvic examinations during check-ups  
5 related to a bronchitis-type illness. Patient MW had been suffering from chest  
6 congestion and subsequent ear aches. Respondent allegedly insisted on conducting a  
7 breast exam and her well-woman gynecological exam, even though MW said her exam  
8 was not due for four months. The complaint alleged that Respondent had provided the  
9 patient with his personal cell phone number, told this patient that he and his wife of 10-  
10 12 years were beginning to have different interests and asked whether they could go out  
11 sometime and whether he could call this patient. Board staff opened investigation  
12 number MD-05-0605A.

13 5. On July 26, 2005, the Board received information from the Phoenix Police  
14 department alleging that Respondent fondled a patient during a medical examination.  
15 Patient BS alleged that she had gone to see Respondent for stomach ailments. BS  
16 alleged that Respondent fondled her breasts, vaginal area and then rubbed his hands  
17 through her hair and massaged her neck and subsequently gave her his phone number  
18 and asked whether she wanted to go out. Similar examinations were conducted by  
19 Respondent during three office visits. Board staff opened investigation number MD-05-  
20 0681A.

21 6. Based on the above complaints, on August 10, 2005, Respondent entered into an  
22 Interim Consent Agreement for a Psychosexual Evaluation which also required that he  
23 have a chaperone present whenever he examined female patients.

24 7. On October 7, 2005, the Board received a complaint from RS a 62-year-old female  
25 patient alleging that Respondent had asked her to remove her clothing at each office  
26

1 visit, even when she only appeared for prescription refills. RS alleged that Respondent  
2 inappropriately touched her breasts and on one occasion, her vaginal area. Respondent  
3 told RS that he was checking for "leg pulses." Board staff opened investigation number  
4 MD-05-1018A.

5 8. On October 11, 2005, the Board issued an order summarily restricting  
6 Respondent's practice to male patients only. Subsequent to this order, Respondent  
7 voluntarily attended an evaluation at Sexual Recovery Institute (SRI). Based upon the  
8 recommendation of the staff at SRI, Respondent voluntarily attended a comprehensive  
9 inpatient treatment program at Pine Grove Professional Enhancement Program for  
10 ninety (90) days.

11 9. Upon his release from Pine Grove, staff recommended that he not return to  
12 practice medicine until he complete further treatment and offered a diagnosis of sexual  
13 abuse of an adult and personality disorder (not otherwise specified)(with narcissistic,  
14 dependent and antisocial traits).

#### 15 INTERIM CONCLUSIONS OF LAW

16 10. The Board possesses jurisdiction of the subject matter hereof and over the  
17 Respondent, holder of license number 33227 for the practice of allopathic medicine in  
18 the State of Arizona.

19 11. The conduct and circumstances described above constitute unprofessional conduct  
20 pursuant to A.R.S. § 32-1401(27)(z) "engaging in sexual conduct with a current patient  
21 or with a former patient within six months after the last medical consultation unless the  
22 patient was the licensee's spouse at the time of the contact or, immediately preceding the  
23 physician-patient relationship, was in a dating or engagement relationship with the  
24 licensee. For the purposes of this subdivision, "sexual conduct" includes: (i) engaging in  
25 or soliciting sexual relationships, whether consensual or nonconsensual; (ii) making  
26

1 sexual advances, requesting sexual favors or engaging in any other verbal conduct or  
2 physical contact of a sexual nature; (iii) intentionally viewing a completely or partially  
3 disrobed patient in the course of treatment if the viewing is not related to patient  
4 diagnosis or treatment under current practice standards”

5 12. Based on the foregoing Interim Findings of Fact and Conclusions of Law, the  
6 public health, safety or welfare imperatively requires emergency action. A.R.S. 32-  
7 1451(D).

### 8 ORDER

9 Based on the foregoing Interim Findings of Fact and Conclusions of Law,  
10 set forth above, IT IS HEREBY ORDERED THAT:

11  
12 1. Respondent's license number 27103 for the practice of allopathic medicine  
13 in the State of Arizona is summarily suspended pending formal hearing  
14 before an Administrative Law Judge from the Office of Administrative  
15 Hearings.

16  
17 2. The Interim Findings of Fact and Conclusions of Law constitute written  
18 notice to Respondent of the charges of unprofessional conduct made by the  
19 Board against him. The Respondent is entitled to a formal hearing to defend  
20 these charges as expeditiously as possible after the issuance of this Order.

21  
22 3. The Executive Director is instructed to refer this matter to the Office of  
23 Administrative Hearings for scheduling an administrative hearing to be  
24 commenced as expeditiously as possible from the date of issuance of this  
25  
26

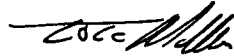
1 Order, unless stipulated or agreed otherwise by Respondent.

2  
3 DATED AND EFFECTIVE this 5<sup>m</sup> day of April, 2006.

4  
5 (SEAL)



Arizona Medical Board



Timothy C. Miller, J.D.  
Executive Director

6  
7  
8 Original filed this 5<sup>m</sup> day of  
9 April, 2006, with:

10 Arizona Medical Board  
11 9545 East Doubletree Road  
12 Scottsdale, AZ 85258

13 Executed Copies of the foregoing were  
14 Mailed By U.S. Certified Mail  
15 this 5<sup>m</sup> day of April, 2006, to:

16 Paul J. Giancola, Esq.  
17 *Snell & Wilmer LLP*  
18 400 E Van Buren  
19 Phoenix, AZ 85004-2202  
20 Attorney for Respondent

21 Sudhir Goel, MD  
22 Address of Record

23 Dean E. Brekke  
24 Office of Arizona Attorney General  
25 1275 W. Washington CIV/LES  
26 Phoenix Arizona 85007

